Kenneth L. Cannon II (kcannon@djplaw.com) (3705) Steven J. McCardell (smccardell@djplaw.com) (2144) DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P.O. Box 4050 Salt Lake City, UT 84110-4050 Telephone: (801) 415-3000/Fax: (801) 415-3500

Michael V. Blumenthal (mblumenthal@crowell.com) (admitted pro hac vice)

Steven B. Eichel (seichel@crowell.com) (admitted pro hac vice)

CROWELL & MORING LLP

590 Madison Avenue, 20th Floor

New York, NY 10022

Telephone: (212) 223-4000/Fax: (212) 223-4134

Counsel for Debtors and Debtors in Possession

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

In re:	
	)
EASY STREET HOLDING, LLC, et. al.	) Bankruptcy Case No. 09-29905
	) Jointly Administered with Cases
Debtors	09-29907 and 09-29908
Address: 201 Heber Avenue	) Chanter 11
	Chapter 11
Park City, UT 84060	) Honorable R. Kimball Mosier
Tax ID Numbers:	)
35-2183713 (Easy Street Holding, LLC),	)
20-4502979 (Easy Street Partners, LLC), and	)
84-1685764 (Easy Street Mezzanine, LLC)	)
	)

# MOTION OF EASY STREET PARTNERS, LLC TO EXTEND THE EXCLUSIVE PERIOD FOR SOLICITING AND OBTAINING ACCEPTANCES OF ITS CHAPTER 11 PLAN OF REORGANIZATION

Easy Street Partners, LLC ("Partners"), debtor and debtor in possession in the above captioned cases hereby moves for entry of an order under 11 U.S.C. §1121(d) extending for 45

days its exclusive period for soliciting acceptances of a plan of reorganization (the "Motion"). In support of the Motion, Partners respectfully represents as follows:

#### **Background**

- 1. On September 14, 2009 (the "Petition Date"), Partners, Easy Street Mezzanine, LLC ("Mezzanine"), and Easy Street Holding, LLC ("Holding") (collectively, the "Debtors") each filed a voluntary petition in this Court under chapter 11 of the Bankruptcy Code. The Debtors continue to operate their business and manage their property as debtors-in-possession.
- 2. On October 2, 2009, the Office of the United States Trustee appointed an official committee of unsecured creditors for Partners' Chapter 11 case (the "Committee").
- 3. The Debtors are limited liability companies and affiliates of one another. Partners owns real estate and improvements constituting The Sky Lodge in Park City, Utah. Mezzanine is the 100% owner and managing member of Partners. Holding is the 100% owner and managing member of Mezzanine.
- 4. Partners maintains its corporate offices in 201 Heber Avenue, Park City, Utah 84060, and currently employs approximately 121 full-time and part-time employees (excluding insiders).
- 5. The Sky Lodge is a luxury boutique hotel located in the middle of historic Main Street in Old Town Park City. It is an ultra stylish resort hotel offering all of Park City's amenities plus a restaurant offering both casual and fine dining, a bar and lounge, the spa Amatsu, and meeting and event venues and more.
- 6. The Sky Lodge is being sold as fractional ownership with a total of 176 oneeighth shares offered. There are 22 units ("Units") in total, ranging from 1260 to 2700 square

Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 3 of 26□

feet for the penthouse model. Owners buy individual units and not just the rights to a stay. Each owner is guaranteed two ski weeks (mid Dec. – mid April) each year plus 21 other days throughout the year for their own use. Stays not used by the owner may be rented out by the hotel and proceeds are split equally with the owner.

- 7. On January 15, 2010, Partners filed its plan of reorganization (the "Plan") and disclosure statement (the "Disclosure Statement"). On February 17, 2010, Partners filed its amended plan of reorganization (the "Amended Plan") and amended disclosure statement (the "Amended Disclosure Statement").
- 8. On February 18, 2010, the Court approved the Amended Disclosure Statement.

  The order approving the Amended Disclosure Statement was entered on February 25, 2010.

#### **Exclusive Periods**

- 9. Section 1121(b) of the Bankruptcy Code provides for an initial period of 120 days after the commencement of a chapter 11 case during which a debtor has the exclusive right to propose a plan of reorganization (the "Exclusive Proposal Period"). In addition, section 1121(c)(3) of the Bankruptcy Code provides that if a debtor proposes a plan within the Exclusive Proposal Period, it has the balance of 180 days after the commencement of the chapter 11 case to solicit acceptances of such plan (the "Exclusive Solicitation Period"). During the Exclusive Proposal Period and the Exclusive Solicitation Period (together, the "Exclusive Periods"), plans of reorganization may not be proposed by any party in interest other than the debtor.
- 10. By Order entered January 13, 2010 (the "Initial Exclusivity Order"), this Court extended Partners' initial 120-day Exclusive Proposal Period and its corresponding initial 180-day Exclusive Solicitation Period to January 15, 2010, and March 31, 2010, respectively.

- 11. The Initial Exclusivity Order provides that (i) once Partners files a plan of reorganization within its Exclusive Proposal Period, no other person or entity shall be allowed to file a plan of reorganization or plan of liquidation during Partners' Exclusive Solicitation Period, irrespective of whether Partners is proceeding to confirm the original plan of reorganization filed, amended plans thereafter filed, or amendments to either the original plan of reorganization or such amended plans of reorganization, and (ii) Partners has the right to seek further extensions of the Exclusive Periods.
- 12. The Court has scheduled March 30, 2010 for the hearing to consider confirmation of the Amended Plan. Thus, the confirmation hearing date is only one day before the expiration of the current Exclusive Solicitation Period with respect to the Amended Plan or any other amended plans filed by Partners.

#### **Relief Requested**

13. By this Motion, Partners requests entry of an order further extending its Exclusive Solicitation Period for an additional 45 days, to and including May 17, 2010. Partners further requests that its right to seek additional extensions of the Exclusive Solicitation Period be preserved, with the same provisions contained in the Initial Exclusivity Order, without prejudice to the rights of other parties in interest to object to any additional extensions or to seek a reduction of the Exclusive Periods.

<sup>&</sup>lt;sup>1</sup> The 45-day period ends on Saturday, May 15, 2010. However, because the 45<sup>th</sup> day is a Saturday, pursuant to Bankruptcy Rule 9006(a)(1)(C), the 45-day period expires on Monday, May 17, 2010.

#### **Basis for Relief**

- 14. The Exclusive Periods are intended to afford the Debtors a full and fair opportunity to rehabilitate their businesses and to negotiate and propose one or more reorganization plans without the disruption and deterioration of their businesses that might be caused by the filing of competing plans of reorganization by nondebtor parties.
- 15. Section 1121(d) of the Bankruptcy Code provides, in pertinent part, that this Court may extend the Exclusive Periods for cause:

[O]n request of a party in interest made within the respective periods specified in subsections (b) and (c) of this section and after notice and a hearing, the court may for cause reduce or increase the 120-day period or the 180-day period referred to in this section.

11 U.S.C.§ 1121(d).

16. The decision to extend the Exclusive Periods is within the sound discretion of the Court given the facts and circumstances of each case. See In re Texaco, 76 B.R. 322, 326 (Bankr. S.D.N.Y. 1987). Courts have typically found guidance in and derived certain relevant factors from the legislative history of section 1121. See, e.g., Bunch v. Hollinger Indus., Inc. (In re Hoffinger Indus., Inc.), 292 B.R. 639, 643 (B.A.P. 8th Cir. 2003). These factors include: (1) the size and complexity of the case, (2) whether there has been sufficient time to negotiate a plan of reorganization and prepare adequate information, (3) the existence of good faith progress toward reorganization, (4) whether the debtor is paying its debts, (5) whether the debtor has demonstrated reasonable prospects for a viable plan, (6) whether the debtor has made progress in negotiating with creditors, (7) the length of time the case has been pending, (8) whether the debtor is seeking the extension to pressure creditors, and (9) whether unresolved contingencies exist. In re Dow Corning Corp., 208 B.R. 661, 664-665 (Bankr. E.D. Mich. 1997).

Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 6 of 26□

#### **Cause Exists to Extend Exclusive Periods**

- 17. Partners believes that the relevant factors weigh in favor of granting the Motion and extending the Exclusive Solicitation Period for the reasons set forth below.
- 18. Size and Complexity. Courts frequently grant an extension of the exclusive periods based upon the size and complexity of a chapter 11 case. See Gaines v. Perkins (In re Perkins), 71 B.R. 294, 297-300 (W.D. Tenn. 1987) (in case involving approximately 100 creditors holding approximately 225 claims aggregating \$10 million against estate valued at \$13 million, district court held that bankruptcy court's enlargements of the exclusivity period were not erroneous as a matter of law where, among other things, case was unusually large and complex). The Debtors' cases involve a boutique hotel which opened during the worst economic downturn in generations. Partners and the other Debtors commenced operating the hotel at the end of December 2007 and had to file for bankruptcy protection due to the actions of Mezzanine's lender, BayNorth Realty Fund VI L.P. ('BayNorth''), as more fully set forth in the adversary proceeding commenced by the Debtors against BayNorth (the "Adversary Proceeding"). Additionally, mechanics' liens were placed on the Debtors' property, as well as the Units owned by third party owners who purchased the Units from Partners, thereby disrupting sales of the fractional units.
- 19. Partners' financial structure consists of (i) the prepetition secured obligations of WestLB AG ("WestLB") in the aggregate amount in excess of \$15,200,000, (ii) other prepetition secured obligations including mechanics' liens of approximately \$1.5 million, and (iii) trade and other general unsecured obligations of approximately \$3,695,000, which is comprised of claims in the approximate amount of \$2,875,000 held by Cloud Nine Resorts SL-Management and

Cloud Nine SL Development and other general unsecured claims in the approximate amount of \$820,000.

- 20. An additional layer of complexity is the Adversary Proceeding commenced against BayNorth seeking, *inter alia*, the return from BayNorth of the \$5.6 million that it has improperly retained. Thus, the size and complexity of this case supports a further extension of exclusivity.
- 21. Sufficient Time to Prepare Adequate Information/Good Faith Progress to Reorganization/Progress in Negotiating with Creditors. The Debtors' good faith progress toward reorganization and progress in negotiating with creditors is evidenced in Partners' filing of its Amended Plan and Amended Plan prior to the expiration of the Exclusive Proposal Period, and the approval of the Amended Disclosure Statement and scheduling a confirmation hearing on March 30, 2010.
- 22. Since the Petition Date, the Debtors have made significant progress in their chapter 11 cases, including the following:
  - (a) Partners filed its Amended Plan and Amended Disclosure Statement.
  - (b) The Debtors have commenced the adversary proceeding against BayNorth seeking the return of \$5.6 million from BayNorth, damages and the reduction or elimination of Bay North's claim which recovery may assist in funding payment to creditors under a plan of reorganization. Moreover, the parties are engaged in substantial discovery in the Adversary Proceeding.
  - (c) The Debtors negotiated a settlement with Jacobsen National Group, Inc. ("Jacobsen") to resolve Jacobsen's claim and the litigation against the Debtors and the homeowners, which settlement was an integral component of the Amended Plan.
  - (d) The Debtors negotiated an agreement with Strategic Capital Partners for it to fund the Amended Plan, which will enable Partners to emerge from

- bankruptcy, including the posting of an escrow for the benefit of Mezzanine, which is the sole owner of Partners.
- (e) Early on, the Debtors' management focused on responding to the many time-consuming demands that inevitably accompany the commencement of a chapter 11 case. Moreover, substantial time was expended developing the Partners' Plan and Amended Plan.
- (f) The Debtors obtained approval of the various first day motions filed in this case and have taken necessary steps to implement the authorizations granted by such orders.
- (g) Partners negotiated a cash collateral stipulation with WestLB (the "Cash Collateral Stipulation"), and subsequent amendments thereto, all of which were approved by the Court.
- (h) In accordance with the terms of the Cash Collateral Stipulation, Partners has retained BDRC 4Site, LLC ("BDRC") as a co-manager of The Sky Lodge to assist Partners in managing its business operations and restructuring its obligations.
- (i) In accordance with the terms of the Cash Collateral Stipulation, Partners has retained Gemstone Hotels & Resorts, LLC ("Gemstone") as a consultant to consult with and advise Partners and BDRC with respect to, among other things, the development of an effective business plan, operating projections, and project management.
- (j) Partners has submitted its business plan, 2010 budget, and 5 year budget to WestLB, BDRC, and Gemstone, which are incorporated into and annexed to the Amended Disclosure Statement.
- (k) Partners has objected to BayNorth's proof of interest asserted against Partners.
- (l) The Debtors have complied with the various reporting requirements imposed by the United States Trustee, including the submission of initial and monthly reports.
- (m) The Debtors have prepared and filed statements of financial affairs and schedules of assets, liabilities and contracts consistent with the Bankruptcy Code and Bankruptcy Rules.

- (n) Partners has retained Appraisal Group, Inc. and Paul W. Throndsen ("AGI") as appraisal experts to, among other things, prepare an appraisal of the Debtors' property for all purposes in this case.
- (o) Partners filed several additional objections to claims asserted against it..
- 23. <u>Paying Debts</u>. The Debtors have been paying their postpetition debts on an ongoing basis.
- 24. <u>Length of Time</u>. The Debtors' cases are less than six months old and Partners has already filed its Plan and Amended Plan within the Exclusive Periods. Partners seeks an additional 45 day extension of its Exclusive Solicitation Period. There has not been an undue passage of time.
- 25. <u>Creditors Will Not Be Prejudiced By An Extension</u>. The requested extension of the Exclusive Solicitation Period will not prejudice the legitimate interests of any creditor or other party in interest. To the contrary, the proposed extension will advance the Debtors' efforts to preserve value and avoid unnecessary and wasteful motion practice. Moreover, given the current posture of these cases, it would be premature and counter-productive for any non-Debtor party in interest to initiate the plan proposal process. Instead, the requested extension will increase the likelihood of a consensual resolution of these cases that preserves reorganization value much more than any creditor initiated plan process that lacks necessary foundation and support.
- 26. Based on the reorganization progress demonstrated to date, this second requested extension of the Exclusive Solicitation Period for Partners is justified on the particular facts of these cases. Moreover, a premature termination of the Exclusive Solicitation Period would deny Partners a meaningful opportunity to further negotiate and propose a confirmable second

amended plan, if necessary, and would be antithetical to the paramount reorganization objective of chapter 11. A termination of Partners' Exclusive Solicitation Periods at this time would encourage the development of competing multiple plans that could lead to unwarranted confrontations, litigation and increased administrative costs.

WHEREFORE, Partners respectfully requests that the Court extend by 45 days the Exclusive Solicitation Period to May 17, 2010.

DATED this 5<sup>th</sup> day of March, 2010.

DURHAM JONES & PINEGAR, P.C.

By: /s/ Kenneth L. Cannon II

Kenneth L. Cannon II (kcannon@djplaw.com)(3705) Steven J. McCardell (smccardell@djplaw.com)(2144) DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P.O. Box 4050 Salt Lake City, UT 84110-4050 Telephone: (801) 415-3000/Fax: (801) 415-3500

and

Michael V. Blumenthal (mblumenthal@crowell.com)
(admitted <u>pro hac vice</u>)
Steven B. Eichel (seichel@crowell.com)
(admitted <u>pro hac vice</u>)
CROWELL & MORING LLP
590 Madison Avenue, 20th Floor
New York, NY 10022
Telephone: (212) 223-4000/Fax: (212) 223-4134

Counsel for Debtors and Debtors in Possession

Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 11 of 26  $\square$ 

#### **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Motion of Easy Street Partners, LLC to Extend the Exclusive Period for Soliciting and Obtaining Acceptances of Its Chapter 11 Plan of Reorganization was served this 5<sup>th</sup> day of March, 2010, via ECF Notification, electronic mail and/or first-class mail, postage prepaid, on those parties listed on the attached pages.

/s/	Kristin H	ughes

#### **ECF Notification**

- Troy J. Aramburu taramburu@joneswaldo.com, sglendening@joneswaldo.com; rbush@joneswaldo.com
- Scott A. Cummings cummings.scott@dorsey.com
- Mary Margaret Hunt hunt.peggy@dorsey.com, wardle.gay@dorsey.com
- Annette W. Jarvis jarvis.annette@dorsey.com, smith.ron@dorsey.com;
   slc.lit@dorsey.com;
   brown.patricia@dorsey.com
- Lon A. Jenkins lajenkins@joneswaldo.com, krichardson@joneswaldo.com; ecf@joneswaldo.com;sglendening@joneswaldo.com
- Michael R. Johnson mjohnson@rqn.com, agale@rqn.com
- Anthony C. Kaye kaye@ballardspahr.com
- Benjamin J. Kotter kotter.benjamin@dorsey.com
- Adelaide Maudsley maudsley@chapman.com, jemery@chapman.com
- John T. Morgan tr john.t.morgan@usdoj.gov, james.gee@usdoj.gov
- David W. Overholt doverholt@rsolaw.com, abachman@rsolaw.com
- Douglas J. Payne dpayne@fabianlaw.com, jshowalter@fabianlaw.com
- Knute Rife karife@rifelegal.com
- Jeffrey L. Shields jlshields@cnmlaw.com, njpotter@cnmlaw.com
- Jeffrey Weston Shields jshields@joneswaldo.com, sglendening@joneswaldo.com
- Bradley L. Tilt btilt@fabianlaw.com, rmellor@fabianlaw.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov
- Kim R. Wilson bankruptcy\_krw@scmlaw.com

#### **Electronic Mail**

Securities & Exchange Commission Attn: Bankruptcy Dept. 44 Montgomery St # 1100 San Francisco, CA 94104-4613 sanfrancisco@sec.gov

Utah Department of Workforce Services P O Box 45249 Salt Lake City, UT 84145-0249 dwscontactus@utah.gov

West LB AG, New York Branch Attn: Christian Ruehmer 1211 Avenue of the Americas, 24th Flr New York, NY 10036 christian ruehmer@westlb.com

West LB AG, New York Branch Attn: Duncan Robertson 1211 Sixth Avenue, 25th Floor New York, NY 10036-8705 duncan\_robertson@westlb.com

West LB AG, New York Branch Attn: Jeff Nelson 1211 Sixth Avenue, 25th Floor New York, NY 10036-8705 jeff\_nelson@westlb.com

West LB AG, New York Branch Attn: James Winikor 1211 Sixth Avenue, 25th Floor New York, NY 10036-8705 james\_winikor@westlb.com

William D. Ellis, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013 wellis@sidley.com

Richard W. Havel, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013 rhavel@sidley.com Drew A. Norman, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013 danorman@sidley.com

Christina M. Craige, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013 ccraige@sidley.com

BayNorth Capital, LLC Attn: Charles J. Flint One Financial Center, Floor 23 Boston, MA 02111-2621 cflint@baynorthcapital.com

Christopher B. Barker, Esq. Goodwin Procter LLP 53 State Street Boston, MA 02109 cbarker@goodwinprocter.com

Anthony S. Fiotto Goodwin Procter LLP 53 State Street Boston, MA 02109 afiotto@goodwinprocter.com

Eric D. Lemont Goodwin Procter LLP 53 State Street Boston, MA 02109 elemont@goodwinprocter.com

Timothy G. Little, Esq. Katten Muchin Rosenman LLP 575 Madison Avenue New York, NY 10022-2585 tim.little@kattenlaw.com

Sheri P. Chromow, Esq. Katten Muchin Rosenman LLP 575 Madison Avenue New York, NY 10022-2585 sheri.chromow@kattenlaw.com David Wickline 17575 Fitzpatrick Land Occidental, CA 95465 wicklinedavid@cs.com

Shaner Design, Inc. 614 Main Street, Suite 404 PO Box 4560 Park City, UT 84060 trs@shanerdesign.com

Elliott Workgroup Attn: Craig Elliott P O Box 3419 Park City, UT 84060-3419 celliott@elliottworkgroup.com

Michael V. Blumenthal Crowell & Moring LLP 590 Madison Avenue, 20th Floor New York, NY 10022 mblumenthal@crowell.com

Steven B. Eichel Crowell & Moring LLP 590 Madison Avenue, 20th Floor New York, NY 10022 seichel@crowell.com

Bruce J. Zabarauskas Crowell & Moring LLP 590 Madison Avenue, 20th Floor New York, NY 10022 bzabarauskas@crowell.com

Brian W. Harvey Goodwin Procter LLP The New York Time Building 620 Eighth Avenue New York, NY 10018-1405 bharvey@goodwinprocter.com

Joseph E. Wrona Wrona Law Offices, P.C. 1745 Sidewinder Drive Park City, UT 84060 wrona@wasatchlaw.com

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 15 of 26 -

A.W. Marshall Company P O Box 16127 Salt Lake City, UT 84116-0127 ACME Thread Ware 6436 N Business Park Loop Rd. Park City, UT 84098-6233 ADT Security Services Inc P O Box 371956 Pittsburgh, PA 15250-7956

AXIS Group

AT&T Mobility P O Box 6463 Carol Stream, IL 60197-6463 ATIV Corporation 722 Nardo Rd Encinitas, CA 92024

84 Route 347 Port Jefferson Station, NY 11767

Aetna PO Box 894938 Los Angeles, CA 90189-4938 W Brian Ahern c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Air Filter Sales & Service Inc 255 West 2950 South Salt Lake City, UT 84115-3443

Albert Ulster Imports, Inc. PO Box 770 Gaithersburg, MD 20884-0770 Albert and Roxann Albiana c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Alchemy Ventures Trust 17575 Fitzpatrick Lane Occidental, CA 95465-9355

Alchemy Ventures Trust c/o Kim R. Wilson Snow Christensen & Martineau P O Box 45000 Salt Lake City, UT 84145-5000 Gilbert & Jeanette Alder c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

All-Pro Cleaning Systems, Inc. 166 West Cottage Avenue Sandy, UT 84070-1433

Allen Distribution Services 3247 South 3690 West West Valley City, UT 84120-2150 Alliance Abroad Group LP 1221 South Mopac Expressway, Suite 100 Austin, TX 78746-7615 Allied Waste Services PO Box 78829 Phoenix, AZ 85062-8829

Stephen Allis c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Alpine Adventures 3020 North Federal Highway # 10 Fort Lauderdale, FL 33306-1451 Alsco P O Box 25717 Salt Lake City, UT 84125-0717

Brian D. Althaver c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

American Express PO Box 53852 Phoenix, AZ 85072-3852 American Express Travel 2421 West Peoria Avenue Phoenix, AZ 85029-4939

American Express Travel Relate 2840 South 123rd Court Omaha, NE 68144 American Ski & Board Association 686 NW York Bend, OR 97701 Jonathan & Joanne Ames c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

American Hotel Register CO 16458 Collections Center Drive Chicago, IL 60693-0001 American Liberty Insurance 3601 N University Ave Suite 100 Provo, UT 84604-6600 Allan & Amy Anderson c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

# Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 16 of 26□

Appliance Sales & Service P O Box 670 55 E Center St., Suite 140 Heber City, UT 84032-1946 Troy J. Aramburu Jones Waldo Holbrook & McDonough PC 170 South Main Street, Suite 1500 Salt Lake City, UT 84101-1644

Arctic Spas/ Spagoods.com 4575 N. Silver Springs Dr Park City, UT 84098-7536

BDRC 4 Site, LLC Attn: Brian W. Dorsey 305 NE Loop 820, St. 109 Hurst, TX 76053-7211

BJ Plumbing Supply 1470 South State Orem, UT 84097-7704

BTC Rob Stevenson 957 East 1300 South Salt Lake City, UT 84105-1856

Diane H. Banks Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Baker Tile Co 1434 West 8040 South West Jordan, UT 84088-9459 Bank Living Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Christopher B. Barker, Esq. Goodwin Proctor LLP 53 State Street Boston, MA 02109-2881 James and Marianne Barickman c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 BayNorth Realty Fund BayNorth Capital, LLC Attn: Charles J. Flint One Financial Center, Floor 23 Boston, MA 02111-2621

Bellows Glass 76 West 200 South Heber City, UT 84032-2005 Bevco2 651 West 600 South Salt Lake City, UT 84104-1015 Big Four Distributing, Inc 304 East 900 South Provo, UT 84606-7316

Michael V. Blumenthal Crowell & Moring LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2544 Peter Blythe c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Scott Boberek P O Box 680514 Park City, UT 84068

Thomas S. Bradley c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Lisa A. Bugaski, Trustee c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Business Technology Consulting Rob Stevenson 957 East 1300 South Salt Lake City, UT 84105

Josh Butsch c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 C & G Velasquez Family Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

CBIZ Accounting 175 S West Temple, Suite 650 Salt Lake City, UT 84111

CRC Design 298 South Center Midway, UT 84049 Cameron & Associates P O Box 5 Orem, UT 84059 Amy Casey c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Castillo Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Michael & Nilda Chang 16 Morning Sky Lane Las Vegas, NV 89135-7860 Chang Family Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

# Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 17 of 26 -

Child Support Services ORS PO Box 45011 Salt Lake City, UT 84145-0011 Cintas Corporation 97627 Eagle Way Chicago, IL 60678-7627 CloudNine Resorts – Sky Lodge Dev c/o Kim R. Wilson Snow Christensen & Martineau P O Box 45000 Salt Lake City, UT 84145-5000

CloudNine Resorts – Sky Lodge Mgmt c/o Kim R. Wilson Snow Christensen & Martineau P O Box 45000 Salt Lake City, UT 84145-5000

CloudNine Resorts SL Development Attn: Bill Shoaf P O Box 683300 Park City, UT 84068-3300 CloudNine Resorts SL Management Attn: Bill Shoaf P O Box 683300 Park City, UT 84068-3300

Nelson Coats c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Colorado Casualty Insurance Co PO Box 85627 San Diego, CA 92186-5627 Comcast P O Box 34744 Seattle, WA 98124-1744

CoolWorks.com PO Box 272 Gardiner, MT 59030-0272 Committee of Unsecured Creditors Jones Waldo Holbrook & McDonough PC 170 South Main Street, Suite 1500 Salt Lake City, UT 84101-1644 Jonathan B. and Marie Connor c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Corrado Properties c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Christine M. Craige, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013-1010 Scott A. Cummings Dorsey & Whitney LLP 136 South Main Street, Suite 1000 Salt Lake City, UT 84101-1685

Curb It Recycling P O Box 681397 Park City, UT 84068-1397 Cushman & Wakefield 50 Broad Street New York, NY 10004-2307 Robert J. Dale Bradley L. Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Phillip A & Ruth M Davidson c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Kenneth A & Marcie B. Davis c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Michael Scott Davis c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Dex West P O Box 79167 Phoenix, AZ 85062-9167 Diamond Rental 4518 South 500 West Salt Lake City, UT 84123-3694 K Dickey, S Dickey & P Bradley c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Robert A. & Bianka M. Diorio c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 James I and Suzanne Duffield c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Drew A. Norman, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013-1010

EM Systems P O Box 540783 North Salt Lake, UT 84054-0783 Easy Street Holding, LLC 4780 Winchester Court Park City, UT 84098-7528 Easy Street Mezzanine, LLC 4780 Winchester Court Park City, UT 84098-7528

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 18 of 26 -

Easy Street Partners, LLC 4780 Winchester Court Park City, UT 84098-7528

Ecolab P O Box 100512 Pasadena, CA 91189-0512 Ecolab Pest Elim. Div P O Box 6007 Grand Forks, ND 58206-6007

Steven B. Eichel Crowell & Moring LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2544 Elliott Workgroup LLC Attn: Craig Elliott P O Box 3419 Park City, UT 84060-3419 William D. Ellis, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013

Stephen Elrick c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 William S. Escudier c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 W Escudier, M. Escudier, T Escudier, W Esc c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Fabian & Clendenin c/o Robert Dale & Bradley Tilt 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Michael A. Feder c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

FedEx PO Box 7221 Pasadena, CA 91109-7321

Diana Ferguson c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Janis J Ferraris & Deborah J Depaoli c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Stephen N. Finberg c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Dena A. Fleming & Steve Chin c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Joshua Fick c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Anthony S. Fiotto Goodwin Proctor LLP 53 State Street Boston, MA 02109-2881

Five 9's Communication P O Box 348 Roy, UT 84067-0348 Ruben Flores c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Fog River Fisheries 9554 Wells Circle, Suite A West Jordan, UT 84081

Ronald A. Fragen 64893 Saragossa Palm Springs, CA 92264 Frank Rimerman & Co. LLP 60 South Market Street San Jose, CA 95113-2351 Fuelman PO Box 105080 Atlanta, GA 30348-5080

G.M. Collin Skin Care Inc. 613 State Route 3, Suite 100 Plattsburgh, NY 12901 Curtis & Patricia Gardner c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Gateway Center, LLC c/o Commerce 32 West 200 South, Suite 501 Salt Lake City, UT 84101

Gateway Center, LLC c/o Vectra Management Group 424 West 33rd Street, Suite 540 New York, NY 10001-2641 Gemstone Hotels & Resorts, LLC Attn: Jeff McIntyre, Principal 1912 Sidewinder Drive, # 104 Park City, UT 84060

General Chemical PO Box 533195 Charlotte, NC 28290-3195

# Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 19 of 26□

Gentry Finance 386 South State Street Orem, UT 84058-5424 Get Fresh 1548 18th Street Santa Monica, CA 90404 Andrew & Karen Gilligan c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Goodrich & Thomas, CPAs 3200 Park Center Drive Suite 1170 Costa Mesa, CA 92626-7153 Corbin B. Gordon Corbin B. Gordon, P.C. 345 West 600 South Heber City, UT 84032-2247

Grazo Electric PO Box 1196 Midway, UT 84049-1196

Mark T. Greenquist c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Marcia L. Griffiths c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Merrick L & Rosa S. Gross c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Craig & Ann Guernsey c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Gunthers Comfort Air 81 South 700 East American Fork, UT 84003-2158 Gunthers Comfort Air c/o Jeffrey L. Shields Callister Nebeker & McCullough 10 East South Temple, Suite 900 Salt Lake City, UT 84133-1101

HD Supply Facilities Maintenance P O Box 509058 San Diego, CA 92150-9058 HY-KO Supply Co. 1980 West Industrial Cir P O Box 26116 Salt Lake City, UT 84126 Suzanne Harris c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Brian W. Harvey Goodwin Proctor LLP The New York Times Building 620 Eighth Avenue New York, NY 10018-1618

Richard W. Havel, Esq. Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013-1010 George F.J. and Ruth Hill c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Dane C. Hillyard c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 William A & Constance F Hindle c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 John M. Hojel & Veronica Hojel c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Brooks Hoven and Brenda Schmid c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Home Depot Credit Services P O Box 6031 The Lakes, NV 88901-6031 Hood Cleaners of Utah P O Box 342 Riverton, UT 84065-0342

Hop To It Living Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Hotel Amenities Resources LLC 2000 Van Ness Avenue Suite 801 San Francisco, CA 94109-3023 Mary Margaret Hunt Dorsey & Whitney LLP 136 South Main Street, Suite 1000 Salt Lake City, UT 84101-1685

Innovative Body Science 6350 Yarrow Drive Suite D Carlsbad, CA 92011-1544 Intermountain Drug Testing PO Box 9800 Salt Lake City, UT 84109-9800 Internal Revenue Service Centralized Insolvency Operations P O Box 21126 Philadelphia, PA 19114-0326

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 20 of 26 -

Ion Cibuc 7 Kafern Drive Apt 1-D Baltimore, MD 21207-4383

Jacobsen Construction PO Box 27608 Salt Lake City, UT 84127-0608 Jacobsen National Group, Inc. c/o Michael R. Johnson, Esq. Ray Quinney & Nebeker 36 South State Street, Suite 1400 Salt Lake City, UT 84111-1451

Annette W. Jarvis, Esq. Dorsey & Whitney LLP 136 South Main Street, Suite 1000 Salt Lake City, UT 84101-1685 Lon A. Jenkins Jones Waldo Holbrook & McDonough PC 170 South Main Street, Suite 1500 Salt Lake City, UT 84101-1644

Catherine Johnson 3182 Creek Road Park City, UT 84098

Michael R. Johnson, Esq. Ray Quinney & Nebeker 36 South State Street, Suite 1400 P O Box 45385 Salt Lake City, UT 84145-0385

Kaba Ilco, Inc PO Box 12553 Succ Centre Ville Montreal, QC H3C-6R1 CANADA

KBli Properties, LP PO Box 680464 Park City, UT 84068-0464

Darren T & Alona Kavinoky c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Anthony C. Kaye Ballard Spahr Andrews & Ingersoll, LLP 201 South Main Street, Suite 600 Salt Lake City, UT 84111-2212 John P. and Melissa B. Kelly c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Klehr, Branzburg & Ellers LLP Attn: William A. Harvey 260 South Broad St. Philadelphia, PA 19102-5021 Benjamin J. Kotter Dorsey & Whitney LLP 136 South Main Street, Suite 1000 Salt Lake City, UT 84101-1685 Mark C. Kramer Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Rishi & Ashima Kumar c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Steve LaFredo c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Brian & Teri Laidlaw c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

La Monica's Restaurant Equipment 6211 South 380 West Murray, UT 84107-3309 Janet & William Lamkin c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Robert Lamkin & Ray Bidenhost c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

William & Janet Lamkin c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Eric D. Lemont Goodwin Proctor LLP 53 State Street Boston, MA 02109-2881

Les Olson Company P O Box 65598 Salt Lake City, UT 84165-0598

Levine Holdings, LLC c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Linda Marie Eide Residuary Family Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Liquor Leasing & Service, L.C. 9283 South Jean Drive Sandy, UT 84070-6254

Mark Litchfield & Kristin Rotter c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Living Creations Inc 2163 E Lambourne Ave Salt Lake City, UT 84109-2454 Lovejoy Sky Lodge c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 21 of 26 -

Larry L. Lozensky c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 James A. Lundin c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Luxury Residence Group Attn: Carrie Shoaf 693 Main Street P O Box 1225 Park City, UT 84060

M & M Distributing 531 West 600 North Salt Lake City, UT 84116-3430 Market Metrix 990 A Street Suite 301 San Rafael, CA 94901-3000 Mascioni Hospitality, Inc. 915 Broadway, Suite 1909 New York, NY 10010

Adelaide Maudsley Chapman & Cutler LLP 201 South Main Street, Suite 2000 Salt Lake City, UT 84111-2298 Kevin McCarthy c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Tracy McCarthy c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Clint McClellan c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

McGladrey and Pullin Attn: Jan Riend One South Wacker Drive, Suite 800 Chicago, IL 60606-4650 John E. McIlwaine c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Claudia McMullin & Timothy Douglas c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Joshua A. Mettle c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Media One of Utah 4770 South 5600 West West Valley City, UT 84170-4005

Merrit & Harris 301 E Glenoaks Blvd. Suite 4 Glendale CA 91207-2115 Thomas & Julie B. Millar c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Millcreek Consulting Attn: Steve Brown 3017 E Kempner Rd. Salt Lake City UT 84109-3654

Daniel S. Miller DDS c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Robert A. Miller c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Money 4 You & Mr. Money 498 North 900 West # 230 Kaysville, UT 84037-4213

Frederic Monnot c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Stephen Monticone 592 North 200 West Heber City, UT 84032 John T. Morgan Tr US Trustees Office 405 South Main Street, Suite 300 Salt Lake City, UT 84111-3402

Mountain Valley Temperature Control PO Box 429 Pleasant Grove, UT 84062-0429 Muir Copper Canyon Farms PO Box 26775 Salt Lake City, UT 84126-0775 Muzak LLC PO Box 71070 Charlotte, NC 28272-1070

Nicholas & Company, Inc. P O Box 45005 Salt Lake City, UT 84145-0005 Night Vision Landscape Light 2859 West 7550 South West Jordan, UT 84084-3712 Open Table Inc PO Box 49322 San Jose, CA 95161-9322

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 22 of 26 -

Pacific Seafood - Utah P O Box 97 Clackmas, OR 97015-0097 Park Avenue Travel 11 Park Avenue Swarthmore, PA 19081 Park City I, LLC c/o George B. Hofmann Parsons Kinghorn Harris 111 East Broadway, Suite 1100 Salt Lake City, UT 84111

Park City Surveying P O Box 682993 Park City, UT 84068-2993 Daniel H. & Vanessa I. Payne c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Douglas J. Payne Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Philo Smith 684 Glenneyre Street Laguna Beach, CA 92651-2420 Philo Smith Jr. Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Par Springer-Miller System, Inc 782 Mountain Road PO Box 1547 Stowe, VT 05672-1547

Park City Auto Parts/Hardware P O Box 244 Heber City, UT 84032-0244 Park City Chamber Bureau P O Box 1630 Park City, UT 84060 Park City Lock & Key 3946 North Last Run Drive Park City, UT 84098

Park City Municipal Corp. PO Box 1480 Park City, UT 84060-1480 Park City Water PO Box 1480 Park City, UT 84060-1480 Park City WinElectric PO Box 681729 Park City, UT 84068-1729

Patricia Wagner P O Box 680322 Park City, UT 84068-0322

PayChex Human Resources Services P O Box 29769 New York, NY 10087-9769 Peak Mobile Communications 4910 South Warehouse Road Salt Lake City, UT 84118-6354

Peets Coffee & Tea P O Box 12509 Berkeley, CA 94712-3509 Pitney Bowes P O Box 856390 Louisville, KY 40285-6390 Plaza Dry Cleaners PO Box 770-361 Park City UT 84060

Donald E. Porteous c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Porter Paint 1268 South 500 West Salt Lake City, UT 84101-3019 Proforma PO Box 51925 Los Angeles, CA 90051-6225

Protravel International 14130 Riverside Drive Sherman Oaks, CA 91423-2313 Protravel International Inc 515 Madison Ave 10th Floor New York, NY 10022-5403 Questar Gas Company PO Box 45360 Salt Lake City, UT 84145-0360

Qwest Attn: Bankruptcy Department PO Box 29039 Phoenix, AZ 85038-9039 Qwest Corp. Attn: Jane Frey 1801 California Street, Room 900 Denver, CO 80202-2658 Qwest Communications Company Attn: Jane Frey 1801 California Street, Room 900 Denver, CO 80202-2658

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 23 of 26□

Qwest Long Distance Business Services PO Box 856169 Louisville, KY 40285-6169 Elizabeth Rad c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Charles & Vicki P. Raeburn c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Angela Rayner c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Steve Reich c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Steve Reich, Scott Coleman & Ashley Coleman c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Renegade Oil Inc 1141 South 3200 West Salt Lake City, UT 84104-4562

Revco Leasing P O Box 65598 Salt Lake City, UT 84165-0598 Knute Rife Wrona Law Offices 11650 South State Street, Suite 103 Draper, UT 84020-7144

Rimmerman One Embarcadero Center, Suite 2410 San Francisco, CA 94111-3737 PacifiCorp Attn: Bankruptcy P O Box 25308 Salt Lake City, UT 84125-0308 Eric & Susan Rothchild c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

RussWoods LLC 5148 Silver Springs Road Park City, UT 84098-6034 SL Convention & Visitors Bureau 90 South West Temple Salt Lake City, UT 84101-1406 Safeguard P O Box 5 Orem, UT 84059

Schindler Elevator Corporation P O Box 93050 Chicago, IL 60630

Scott James Jewelry 32 South Main Street Heber City, UT 84032 Securities & Exchange Commission Attn: Bankruptcy Dept. 44 Montgomery St # 1100 San Francisco, CA 94104-4613

Sentry West Insurance Services PO Box 9289 Salt Lake City, UT 84109-9289 Shaner Design, Inc. Attn: Tom Shaner 614 Main Street, Suite 404 PO Box 4560 Park City, UT 84060-4560

Sheri P. Chromow, Esq. Katten Muchin Rosenman LLP 575 Madison Avenue New York, NY 10022-2585

Jeffrey L. Shields Callister Nebeker & McCullough 10 East South Temple, Suite 900 Salt Lake City, UT 84133-1101 Jeffrey Weston Shields Jones Waldo Holbrook & McDonough 170 South Main Street, Suite 1500 Salt Lake City, UT 84101-1644

Shift4 Corporation 1491 Center Crossing Rd Las Vegas, NV 89144-7047

William & Carrie Shoaf 4780 Winchester Court Park City, UT 84098-7528 Shoes For Crews, LLC File LockBox 51151 Los Angeles, CA 90074-1151 Matthew & Terry L. Sidford c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Siemens Building Technologies, Inc. 9707 Sandy Parkway Sandy, UT 84070-2500 Charles H. & Andrea E. Silverman c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Robert K & Lynn K Simons c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 24 of 26 \( \text{D} \)

Skyboozers LLC c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323 Small Luxury Hotels 2nd Floor-Grantham House North Street Leatherhead Surrey KT22 7AZ GREAT BRITAIN Amer & Yvette Soudani c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Squire Attn: Ray Chipman 1329 South 800 East Orem, UT 84097-7700

Standard Plumbing Supply PO Box 708490 Sandy, UT 84070 Staples Credit Plan
Dept 51-7861136819
PO Box 689020
Des Moines, IA 50368-9020

David L & Louise A. Stark c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

State Office of Recovery Services 515 East 100 South P O Box 45033 Salt Lake City, UT 84145-0033 State of Utah Office of the Attorney General Tax & Revenue Division P O Box 40874 Salt Lake City, UT 84114-0874

Step Saver Inc. 1901 West 2425 South Wood Cross, UT 84087-2463 Stone Ground Bakery P O Box 581078 Salt Lake City, UT 84158-1078 Sugar House Awning 7526 South State Street Midvale, UT 84047

Summit Business Services Attn: Chipper Leonard 4130 Hilltop Court Park City, UT 84098-4715

Summit County Assessor PO Box 128 Coalville, UT 84017-0128 Summit County Treasurer 60 North Main PO Box 128 Coalville, UT 84017

Summit County Public Health Dept Environmental Laboratory PO Box 128 Coalville, UT 84017-0128

Sundance Partners, Ltd. c/o Ballard Spahr 201 South Main Street, Suite 800 Salt Lake City, UT 84111-2212

Swire Coca-Cola USA P O Box 1410 Draper, UT 84020-1410

Sysco Intermountain Food Service Attn: Steve Lewis P O Box 27638 Salt Lake City, UT 84127-0638 Sysco Intermountain Food Services, Inc. c/o David W. Overholt Richer & Overholt, PC 901 West Baxter Drive South Jordan, UT 84095-8687

TCF Holdings – Fred Mommot c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Target Labels & Packaging 40 West 3800 North Hyde Park, UT 84318-4114 N. Allen Taylor Taylor Capital Management 6641 North Paseo Tamayo Tucson, AZ 85750 Tenderfoot Holdings LLC c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Teresa Martha Wiss Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

The Aspen Times Colorado Mountains News Media P O Box 540 Gypsum, CO 81637 The Barbara A Casale Revocable Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

The Chef's Garden 9009 Huron-Avery Road Huron, OH 44839-2448 The Elevator Company PO Box 736 Bountiful, UT 84011-0736 The Mark and Joann Tattersall Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

# Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 25 of 26□

The Park Record P O Box 3688 Park City, UT 84060

Paul W. Throndsen, MAI Appraisal Group, Inc. 7396 South Union Park Ave., #301 Midvale, UT 84047

Union Square Home Owners Association PO Box 683300 Park City UT 84068-3300

Utah Dept-Alcoholic Beverage Control 1625 South 900 West P O Box 30408 Salt Lake City, UT 84130-0408

Utah State Tax Commission Sales Tax 210 North 1950 West Salt Lake City, UT 84134-0400

Virtuoso, Ltd P O Box 99358 Fort Worth, TX 76199-0358

Wasatch Meats 926 South Jefferson Street Salt Lake City, UT 84101-2983

Alfred M. Wesser 2353 South Waldby Avenue Fresno, CA 93725

West LB AG, New York Branch Attn: Christian Ruehmer 1211 Avenue of the Americas, 24th Flr New York, NY 10036-8705

West LB AG, New York Branch Attn: James Winikor 1211 Sixth Avenue, 25th Floor New York, NY 10036-8705 The Richard C. Casale Revocable Trust c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Timothy G. Little, Esq. Katten Muchin Rosenman LLP 575 Madison Avenue New York, NY 10022-2585

United Fence Co. PO Box 26933 2525 South 2700 West Salt Lake City, UT 84119-1227

Utah Dept of Workforce Services P O Box 45249 Salt Lake City, UT 84145-0249

Stephen P. & Barbara Vermut c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Graham Wagner & Kati Irwin c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Water Images P O Box 571393 Murray, UT 84157-1393

Wells Fargo Equipment Finance NW-8178 PO Box 1450 Minneapolis, MN 55485-8178

West LB AG, New York Branch Attn: Duncan Robertson 1211 Sixth Avenue, 25th Floor New York, NY 10036-8705

Whitney Advertising & Design 6410 N Business Park Loop Rd Suite H Park City, UT 84098-6212 The Shoaf Family Trust Jan 16 2002 c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

USA Today P O Box 79782 Baltimore, MD 21279-0782

Universal Companies 18260 Oak Park Drive Abingdon, VA 24210

Utah Fire Equipment 152 West 1700 South Salt Lake City, UT 84134

Virtuoso, Ltd. c/o R. Jason Pierce Bourland, Wall & Wenzel, P.C. 301 Commerce Street, Suite 1500 Fort Worth, TX 76102

Wasatch Audio-Visual PO Box 770 PMB282 Park City, UT 84060-0770

Water Reclamation District 2800 Homestead Rd Park City, UT 84098-4869

Wells Fargo Equipment Finance 733 Marquette Avenue Suite 700 Minneapolis, MN 55402-2316

West LB AG, New York Branch Attn: Jeff Nelson 1211 Sixth Avenue, 25th Floor New York, NY 10036-8705

Jim & Robin Whitney c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

### Case 09-29905 Doc 350 Filed 03/05/10 Entered 03/05/10 17:04:33 Desc Main Document Page 26 of 26 -

David Wickline 17575 Fitzpatrick Lane Occidental, CA 95465-9355

Joseph E. Wrona Wrona Law Office, P.C. 1745 Sidewinder Dr. Park City, UT 84060

Phillip & Ruth Yuan c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Acme Holdings LLC Sean Raiton PO Box 681373 Park City, UT 84068

Kevin Borg 2167 East 6595 South Salt Lake City, UT 84121 David L. Wickline c/o Kim R. Wilson Snow Christensen & Martineau P O Box 45000 Salt Lake City, UT 84145-5000

Francine Wynn c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Bruce J. Zabarauskas Crowell & Moring LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2544

Emily and John Hill 2939 Silk Oak Avenue Thousand Oaks, CA 91362

Michael Pardo 513 Scrimshaw Way Severna Park, MD 21146-1424 Kim R. Wilson Snow Christensen & Martineau 10 Exchange Place, Suite 1100 P O Box 45000 Salt Lake City, UT 84145-5000

Kenneth Yonemura & Grace Noda-Yonemura c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Anthony & Teresa Meno Zingale c/o Robert Dale & Bradley Tilt Fabian & Clendenin 215 South State Street, Suite 1200 Salt Lake City, UT 84111-2323

Joy and Leon Dreimann 1285 Loch Lane Lake Forest, IL 60045

Sarah Betsy Bacon 2952 Arabian Drive Park City, UT 84060